

**PERFORMANCE AGREEMENT**

THIS AGREEMENT, made and entered into this 6<sup>th</sup> day of MAY, A.D. 2004, between **Premier Construction and Development, Inc. and Sandco, Inc.** hereinafter called the "Developer", and **LEON COUNTY**, a political subdivision of the State of Florida, hereinafter called "The County".

WHEREAS, **Premier Construction and Development, Inc. and Sandco Inc.** has presented to the Board of County Commissioners of Leon County, Florida, a certain map or plat of a subdivision named and designated **Sable Chase** which map or plat is hereby referred to and made a part hereof by reference, and,

WHEREAS, as a condition to the acceptance and recording of said map or plat, the County has required that the Developer enter into an agreement to construct and pave the roads and streets and to install all drainage facilities and survey monumentation in said subdivision in accordance with plans and specifications approved by the County within a period of one (1) year date hereof, and to further agree to maintain said roads and streets constructed and paved and said drainage facilities installed aforesaid for a period of two (2) years after completion of such construction and paving, or to reimburse the County for all expenses incurred in repair of defects in materials and/or workmanship that become apparent within two (2) year from completion of such construction, paving, installation and acceptance, and to post bonds in the amounts of \$772,795.36 and \$5,000.00 conditioned for the faithful performance of said agreement, said bond to have as surety thereon some surety company authorized to do business under the laws of the State of Florida.

NOW THEREFORE, THIS INDENTURE WITNESSETH: That the Developer hereby agrees to construct and pave the roads and streets and install all drainage facilities and survey monumentation in **Sable Chase** in accordance with plans and specifications approved by the County, within a period of one (1) year from date hereof, and upon completion of such construction and paving, and installation and acceptance thereof by the County to maintain said roads and streets and all drainage facilities for a period of two(2) year, or to reimburse the County for all expenses incurred in repair of any defects in materials and/or workmanship that become apparent within two (2) year,

after completion of construction and paving of said roads and streets and installation of all drainage facilities and acceptance thereof by the County.

PERFORMANCE OF THIS AGREEMENT by the Developer shall be secured by surety bonds in the amounts of \$772,795.36 and \$5,000.00 with surety thereon approved by the County.

IN WITNESS WHEREOF, **Premier Construction and Development, Inc. and Sandco, Inc.** has hereunto caused its name to be signed and its corporate seal affixed by its appropriate officers and Leon County Commissioners and its seal affixed by the Clerk of said Board, the day and year first above written.

**DEVELOPER**

By: [Signature] (Seal)  
Pepper Ghazvini, President

ATTEST:

[Signature] (Seal)  
Its Secretary

**LEON COUNTY, FLORIDA**

BY: \_\_\_\_\_  
Jane Sauls, Chairman  
Board of County Commissioners

ATTEST:  
Bob Inzer, Clerk of the Circuit Court  
Leon County, Florida

BY: \_\_\_\_\_

APPROVED AS TO FORM:  
Leon County Attorney's Office

BY: \_\_\_\_\_  
Herbert W.A. Thiele, Esq.



**Liberty  
Bond Services..**

Member of Liberty Mutual Group

**Liberty Mutual Insurance Company**

1051 Winderley Place, Suite 105

Maitland Florida, 32751

407-667-1744 / 407-667-4364 (Fax)

ATTACHMENT # 2

PAGE 3 OF 8

**Bond Number:** 964-003-285

**This is the front page of the performance/payment bond issued in compliance with Florida Statute 255.05.**

**Contractor Name:** Sandco, Inc.

**Contractor Address:** 2811-E Industrial Plaza Drive  
Tallahassee, FL 32301

**Contractor Phone Number:** 850-402-1111

**Owner Name:** Board of County Commissioners of Leon County, FL

**Owner Address:** 2280 Miccosukee Rd.  
Tallahassee, FL 32308

**Owner Phone Number:** \_\_\_\_\_

**Obligee Name (if different from property owner):** \_\_\_\_\_

**Obligee Address:** \_\_\_\_\_

**Obligee Phone Number** \_\_\_\_\_

**Contract Number (assigned by owner):** Sable Chase Subdivision monumentation - completion bond

**Project Description:** \_\_\_\_\_

**Project Address:** Leon County, Florida

**Legal Description of Property:** \_\_\_\_\_

**This is the Front Page of the bond. All other pages are subsequent regardless of preprinted numbers.**

Bond #

964-003-285

PERFORMANCE BOND

WHEREAS Sandco, Inc. HAS DELIVERED TO THE Board of County Commissioners of Leon County, Florida hereinafter called the Board, a certain map or plat of a subdivision named and designated Sable Chase and,

WHEREAS, as a condition to acceptance, approval and recording of said map or plat the Board has required that Sandco, Inc. enter into agreement relative to ~~monumentation~~ <sup>monumentation</sup>, ~~paying and maintenance of the roads and drains and construction and installation of all drainage~~ <sup>facilities</sup> in said subdivision, and to post or to cause to be posted a bond in the amount of \$ 5,000.00 condition upon the faithful performance of said agreement, said bond to have as surety hereon a surety company authorized to do business in the State of Florida, and approved by the Board and,

WHEREAS Sandco, Inc. for valuable consideration has agreed to post bond for and in behalf of Leon County

THEREFORE, KNOW ALL MEN BY THESE PRESENT: That Sandco, Inc. as principal, and Liberty Mutual Insurance Co. a surety company authorized to do business in the State of Florida, as surety, are held and firmly bound unto Leon County, for which payment well and truly to be made the said principal surety bond themselves and their respective successors and assigns, jointly and severally, by these presents.

The condition of this obligation is that if Sandco, Inc. shall faithfully perform the contract on part and shall fully identify and save harmless Leon County from all costs and damages which the County may suffer by reason of failure so to do, and shall fully reimburse and repay said County for all outlay and expenses which the County may incur in

making good any default in the performance of said contract, then this obligation shall be null and void, otherwise remain in full force and effect, a copy of said contract being attached hereto and made a part hereof by reference.

IN WITNESS WHEREOF, the said principal and said surety have herunto caused their corporate names to be signed and their corporate seals affixed this 6th day of May, A.D. ~~19~~ 2004.

Sandco, Inc.  
PRINCIPAL

By: \_\_\_\_\_ (SEAL)  
Its President

ATTEST:

\_\_\_\_\_  
Its Secretary (SEAL)

Liberty Mutual Insurance Company  
SURETY (SEAL)

By: Cindi Cavallaro (SEAL)  
Its Attorney-in-Fact  
Cindi Cavallaro

Brenda Wester  
CORPORATE SEAL



**Liberty  
Bond Services™**

Member of Liberty Mutual Group

**Liberty Mutual Insurance Company**

1051 Winderley Place, Suite 105

Maitland Florida, 32751

407-667-1744 / 407-667-4364 (Fax)

**Bond Number:** 964-003-284

**This is the front page of the performance/payment bond issued in compliance with Florida Statute 255.05.**

**Contractor Name:** Sandco, Inc.

**Contractor Address:** 2811-E Industrial Plaza Dr.  
Tallahassee, FL 32301

**Contractor Phone Number:** 850-402-1111

**Owner Name:** Board of County Commissioners of Leon County, FL

**Owner Address:** 2280 Miccosukee Rd.  
Tallahassee, FL 32308

**Owner Phone Number:**

**Obligee Name (if different from property owner):**

**Obligee Address:**

**Obligee Phone Number**

**Contract Number (assigned by owner):**

**Project Description:** Sable Chase Subdivision - completion bond

**Project Address:** Leon County, Florida

**Legal Description of Property:**

**This is the Front Page of the bond. All other pages are subsequent regardless of preprinted numbers.**

Bond #

964-003-284

## PERFORMANCE BOND

WHEREAS Sandco, Inc. HAS DELIVERED TO THE Board of County Commissioners of Leon County, Florida hereinafter called the Board, a certain map or plat of a subdivision named and designated Sable Chase and,

WHEREAS, as a condition to acceptance, approval and recording of said map or plat the Board has required that Sandco, Inc. enter into agreement relative to construction, paving and maintenance of the roads and streets and construction and installation of all drainage facilities in said subdivision, and to post or to cause to be posted a bond in the amount of \$ \$772,795.36----- condition upon the faithful performance of said agreement, said bond to have as surety hereon a surety company authorized to do business in the State of Florida, and approved by the Board and,

WHEREAS Sandco, Inc. for valuable consideration has agreed to post bond for and in behalf of Leon County

THEREFORE, KNOW ALL MEN BY THESE PRESENT: That Sandco, Inc. as principal, and Liberty Mutual Insurance Co. a surety company authorized to do business in the State of Florida, as surety, are held and firmly bound unto Leon County, for which payment well and truly to be made the said principal surety bond themselves and their respective successors and assigns, jointly and severally, by these presents.

The condition of this obligation is that if Sandco, Inc. shall faithfully perform the contract on part and shall fully identify and save harmless Leon County from all costs and damages which the County may suffer by reason of failure so to do, and shall fully reimburse and repay said County for all outlay and expenses which the County may incur in

making good any default in the performance of said contract, then this obligation shall be null and void, otherwise remain in full force and effect, a copy of said contract being attached hereto and made a part hereof by reference.

IN WITNESS WHEREOF, the said principal and said surety have herewith caused their corporate names to be signed and their corporate seals affixed this 5th day of May, A.D., ~~KX~~ 2004.

*[Signature]*

Sandco, Inc.  
PRINCIPAL

By: *[Signature]* (SEAL)  
Its President

ATTEST:

*[Signature]* (SEAL)  
Its Secretary

Liberty Mutual Insurance Co. (SEAL)  
SURETY

By: *Cindi Cavallaro* (SEAL)  
Its Attorney-in-Fact  
Cindi Cavallaro

*[Signature]*  
CORPORATE SEAL